

# Daily Digest

## HIGHLIGHTS

Senate passed H.R. 5949, FISA Amendments Act Reauthorization Act.

Senate passed H.R. 1, Full-Year Continuing Appropriations Act, as amended.

## Senate

### Chamber Action

*Routine Proceedings, pages S8455–S8519*

**Measures Introduced:** Two bills were introduced, as follows: S. 3712–3713. **Page S8507**

#### Measures Passed:

**FISA Amendments Act Reauthorization Act:** By 73 yeas to 23 nays (Vote No. 236), Senate passed H.R. 5949, to extend the FISA Amendments Act of 2008 for five years, by the order of the Senate of Friday, December 21, 2012, 60 Senators having voted in the affirmative, and after taking action on the following amendment proposed thereto: **Pages S8455–62**

#### Rejected:

By 43 yeas to 52 nays (Vote No. 235), Wyden Amendment No. 3439, to require a report on the impact of the FISA Amendments Act of 2008 on the privacy of the people of the United States. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.) **Pages S8455–60**

**Full-Year Continuing Appropriations Act:** By 62 yeas to 32 nays (Vote No. 248), Senate passed H.R. 1, making appropriations for disaster relief for the fiscal year ending September 30, 2013, after taking action on the following amendments and motions proposed thereto: **Pages S8462–67, S8467–97**

#### Adopted:

Cardin/Landrieu Amendment No. 3393 (to Amendment No. 3395), of a perfecting nature. **Page S8462**

Mikulski (for Grassley) Amendment No. 3348 (to Amendment No. 3395), to shift vehicles used for non-operational purposes by the Department of Justice and Department of Homeland Security in the District of Columbia to replace vehicles of those agencies damaged by Hurricane Sandy. **Page S8462**

Mikulski (for Feinstein) Modified Amendment No. 3421 (to Amendment No. 3395), of a perfecting nature. **Page S8462**

Mikulski (for Harkin) Amendment No. 3426 (to Amendment No. 3395), of a perfecting nature. **Page S8462**

Landrieu Amendment No. 3415 (to Amendment No. 3395), to clarify the provision relating to emergency protective measures. **Page S8462**

Mikulski (for Leahy) Amendment No. 3403 (to Amendment No. 3395), to provide authority to transfer previously appropriated funds to increase security at United States embassies and other overseas posts. **Page S8462**

Coburn Amendment No. 3369 (to Amendment No. 3395), to reduce the amount that triggers the requirement to notify Congress of the recipients of certain grants and to require publication of the notice. **Page S8462**

Division I of Coburn/McCain Modified Amendment No. 3370 (to Amendment No. 3395), to ensure funding for victims of Hurricane Sandy is not spent on tax cheats, deceased individuals, or fisheries outside of the affected area. **Page S8462**

Reid Amendment No. 3395, in the nature of a substitute. **Pages S8462, S8483**

Reid (for Mikulski) Amendment No. 3440, to amend the title. **Page S8496**

#### Rejected:

By 52 yeas to 43 nays (Vote No. 237), Bingaman Amendment No. 3344 (to Amendment No. 3395), to provide for the approval of an agreement between the United States and the Republic of Palau in response to Super Typhoon Bopha. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.) **Page S8463**

By 44 yeas to 51 nays (Vote No. 239), Coburn/McCain Amendment No. 3368 (to Amendment No.

3395), to clarify cost-sharing requirements for certain Corps of Engineers activities. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S8462, S8464–65**

By 35 yeas to 60 nays (Vote No. 240), Division II of Coburn/McCain Modified Amendment No. 3370 (to Amendment No. 3395), to ensure funding for victims of Hurricane Sandy is not spent on tax cheats, deceased individuals, or fisheries outside of the affected area. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S8462, S8465–67**

By 40 yeas to 55 nays (Vote No. 241), Coburn/McCain Amendment No. 3371 (to Amendment No. 3395), to ensure that Federal disaster assistance is available for the most severe disasters. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S8462, S8466–67**

By 48 yeas to 47 nays (Vote No. 242), Coburn Amendment No. 3382 (to Amendment No. 3395), to require merit-based and competitive awards of disaster recovery contracts. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S8462, S8467–68**

By 42 yeas to 52 nays (Vote No. 243), Paul Amendment No. 3376 (to Amendment No. 3395), to provide for the nonapplication of the Davis-Bacon Act in the case of projects funded under this Act. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S8469–72, S8480–81**

By 3 yeas to 91 nays (Vote No. 244), Paul Amendment No. 3410 (to Amendment No. 3395), to offset the cost of the bill and to put the spending on budget as regular spending and not emergency. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S8469–72, S8480, S8481**

By 46 yeas to 49 nays (Vote No. 245), McCain/Coburn Amendment No. 3355 (to Amendment No. 3395), to strike funding for the emergency forest restoration program. (Pursuant to the order of Friday, December 21, 2012, the amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S8476–80, S8481–82**

By 41 yeas to 54 nays (Vote No. 247), Coats/Alexander Amendment No. 3391 (to Amendment No. 3395), in the nature of a substitute. (Pursuant to the order of Friday, December 21, 2012, the

amendment having failed to achieve 60 affirmative votes, was not agreed to.)

**Pages S8462, S8483**

Withdrawn:

Tester Amendment No. 3350 (to Amendment No. 3395), to provide additional funds for wildland fire management.

**Page S8462**

Coburn Amendment No. 3383 (to Amendment No. 3395), to strike a provision relating to certain studies of the Corps of Engineers.

**Pages S8462, S8468**

Lee Modified Amendment No. 3373 (to Amendment No. 3395), to amend the Internal Revenue Code of 1986 to provide special rules for the use of retirement funds in connection with federally declared disasters, to provide for certain regulatory relief in connection with federally declared disasters.

**Pages S8472–74**

Merkley Further Modified Amendment No. 3367 (to Amendment No. 3395), to extend certain supplemental agricultural disaster assistance programs.

**Pages S8462, S8482**

During consideration of this measure today, Senate also took the following action:

By 51 yeas to 44 nays (Vote No. 238), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive pursuant to section 904 of the Congressional Budget Act of 1974, with respect to Tester Amendment No. 3350 (to Amendment No. 3395) (listed above). Subsequently, the point of order that the amendment was in violation of section 314(e)(1) of the Congressional Budget Act of 1974, was sustained, the emergency designation within the amendment was stricken, and the amendment was withdrawn.

**Page S8464**

By 55 yeas to 40 nays (Vote No. 246), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate rejected the motion to waive pursuant to section 904 of the Congressional Budget Act of 1974, with respect to Merkley Further Modified Amendment No. 3367 (to Amendment No. 3395) (listed above). Subsequently, the point of order that the amendment was in violation of section 314(e)(1) of the Congressional Budget Act of 1974, was sustained, the emergency designations within the amendment were stricken, and the amendment was withdrawn.

**Page S8482**

Subsequently, the motion to invoke cloture on the bill was withdrawn.

**Page S8483**

*Intelligence Authorization Act for Fiscal Year 2013:* Senate passed S. 3454, to authorize appropriations for fiscal year 2013 for intelligence and intelligence-related activities of the United States Government and the Office of the Director of National

Intelligence, the Central Intelligence Agency Retirement and Disability System, after agreeing to the following amendment proposed thereto:

**Pages S8513–15, S8516**

Reid (for Feinstein/Chambliss) Amendment No. 3441, in the nature of a substitute. **Page S8516**

**North Korean Refugee Adoption Act:** Committee on Foreign Relations was discharged from further consideration of H.R. 1464, to express the sense of Congress regarding North Korean children and children of one North Korean parent and to require the Department of State regularly to brief appropriate congressional committees on efforts to advocate for and develop a strategy to provide assistance in the best interest of these children, and the bill was then passed, after agreeing to the following amendments proposed thereto: **Page S8516**

Reid (for Burr) Amendment No. 3442, in the nature of a substitute. **Page S8516**

Reid (for Burr) Amendment No. 3443, to amend the title. **Page S8516**

**Katie Sepich Enhanced DNA Collection Act:** Senate passed H.R. 6014, to authorize the Attorney General to award grants for States to implement DNA arrestee collection processes. **Page S8516**

**Former Presidents Protection Act:** Committee on the Judiciary was discharged from further consideration of H.R. 6620, to amend title 18, United States Code, to eliminate certain limitations on the length of Secret Service Protection for former Presidents and for the children of former Presidents, and the bill was then passed. **Pages S8516–17**

**Officer Safety Act:** Senate passed H.R. 6621, to correct and improve certain provisions of the Leahy-Smith America Invents Act and title 35, United States Code, after agreeing to the following amendment proposed thereto: **Pages S8517–18**

Reid (for Leahy/Grassley) Amendment No. 3444, in the nature of a substitute. **Pages S8517–18**

**Job Protection and Recession Prevention Act—Agreement:** A unanimous-consent agreement was reached providing that at a time to be determined

by the Majority Leader, with the concurrence of the Republican Leader, Senate begin consideration of the motion to proceed to consideration of H.R. 8, to extend certain tax relief provisions enacted in 2001 and 2003, and to provide for expedited consideration of a bill providing for comprehensive tax reform.

**Page S8513**

**Galante and Baer Nominations—Agreement:** A unanimous-consent-time agreement was reached providing that at approximately 1 p.m., on Sunday, December 30, 2012, Senate begin consideration of the nomination of Carol J. Galante, of California, to be an Assistant Secretary of Housing and Urban Development, under the previous order; provided further, that upon the use or yielding back of time, Senate begin consideration of the nomination of William Joseph Baer, of Maryland, to be an Assistant Attorney General, and vote on confirmation of the nominations; that there be two minutes for debate, equally divided in the usual form prior to each vote; and that no further motions be in order to the nominations. **Page S8513**

**Executive Communications:** **Pages S8506–07**

**Additional Cosponsors:** **Page S8507**

**Statements on Introduced Bills/Resolutions:** **Pages S8507–08**

**Amendments Submitted:** **Pages S8508–13**

**Record Votes:** Fourteen record votes were taken today. (Total—248)

**Pages S8460–61, S8463–68, S8480–83, S8486**

**Adjournment:** Senate convened at 9 a.m. and adjourned at 7:50 p.m., until 1 p.m. on Sunday, December 30, 2012. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8518.)

## Committee Meetings

(Committees not listed did not meet)

No committee meetings were held.

# House of Representatives

## *Chamber Action*

The House was not in session today. The House is scheduled to meet on Sunday, December 30, 2012 for legislative business.

## *Committee Meetings*

No hearings were held.

## *Joint Meetings*

No joint committee meetings were held.

## COMMITTEE MEETINGS FOR SUNDAY, DECEMBER 30, 2012

*(Committee meetings are open unless otherwise indicated)*

### Senate

No meetings/hearings scheduled.

### House

No meetings/hearings scheduled.

*Next Meeting of the SENATE*

1 p.m., Sunday, December 30

*Next Meeting of the HOUSE OF REPRESENTATIVES*

2 p.m., Sunday, December 30

## Senate Chamber

**Program for Sunday:** Senate will begin consideration of the nomination of Carol J. Galante, of California, to be an Assistant Secretary of Housing and Urban Development, with up to one hour of debate. Upon the use or yielding back of time, Senate will begin consideration of the nomination of William Joseph Baer, of Maryland, to be an Assistant Attorney General, and vote on confirmation of the nominations at approximately 2 p.m.

*(Following disposition of the nomination of Carol J. Galante, Senate will recess for one hour to allow for caucus meetings.)*

## House Chamber

**Program for Sunday:** The House is scheduled to meet for legislative business at 2 p.m.



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